

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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TOM OGNIBENE et al.,

Plaintiffs,

-v-

No. 08 Civ. 1335 (LTS)(THK)

JOSEPH P. PARKES, S.J. et al.,

Defendants.

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ORDER

Substantially for the reasons stated in Plaintiffs' reply memorandum of law, the Court hereby grants Plaintiffs' motion to vacate partially the stay currently in place. This action is no longer stayed as to Counts XI, XII, XIII, and XIV of the Amended Complaint. This order resolves docket entry no. 115.

In light of Plaintiffs' contemplated motion practice, the parties' attention is directed to the undersigned's Individual Rule of Practice 2.B. A control date for a conference in this matter is hereby scheduled for **Friday, January 13, 2012, at 3:15 p.m.**

SO ORDERED.

Dated: New York, New York
September 16, 2011



LAURA TAYLOR SWAIN
United States District Judge